NC: 2025:KHC:52916
CMP No. 788 of 2022

HC-KAR

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 12TH DAY OF DECEMBER, 2025

BEFORE

THE HON'BLE MR. JUSTICE SURAJ GOVINDARAJ

CIVIL MISC. PETITION NO. 788 OF 2022

BETWEEN:

SGS NON-VEG
REPRESENTED BY ITS AUTHORISED PARTNER
SRI. H.G. RAMESH
HAVING ITS REGISTERED OFFICE AT
NO. 21, 2ND CROSS,
SOWRASHTRAPET
K.V. TEMPLE STREET,
BENGALURU - 560 053.

…PETITIONER

(BY SRI. VARUN M.R, ADVOCATE)

Digitally signed by SHWETHA RAGHAVENDRA
Location: HIGH COURT OF KARNATAKA

AND:

MR. MAHESH.V
PROPRIETOR
M/s. M. COMPANY
HAVING PLACE OF BUSINESS AT
NO. 6, 32ND MAIN, 1ST A CROSS
BHAVANI LAYOUT, BANAGIRINAGAR
BSK 3RD STAGE, BANGALORE - 560 085.

…RESPONDENT

(BY SRI. RAVISHANKAR G.S, ADVOCATE)

THIS CIVIL MISC. PETITION UNDER SEC.11(6) OF THE ARBITRATION AND CONCILIATION ACT 1996, PRAYING TO 1) APPOINT A SOLE ARBITRATOR, HONBLE JUSTICE L.SREENIVASA REDDY TO RESOLVE/SETTLE THE DISPUTES THAT HAVE ARISEN BETWEEN THE PETITIONER AND THE RESPONDENT AS PER THE MASTER FRANCHISE AGREEMENT DATED 09/08/2017 IN CLAUSE NO.8.2 AT ANNEXURE-A.

THIS PETITION, COMING ON FOR ADMISSION, THIS DAY, ORDER WAS MADE THEREIN AS UNDER:

CORAM: HON'BLE MR. JUSTICE SURAJ GOVINDARAJ

ORAL ORDER

1. The petitioner is before this Court seeking for the following reliefs:

> *"1. Appoint a sole Arbitrator, Hon'ble Justice L. Sreenivasa Reddy to resolve/settle the disputes that have arisen between the Petitioner and the Respondent as per the Master Franchise Agreement dated 09.08.2017 in clause No.8 at Annexure A.*
>
> *2. Pay Costs and legal expenses for the said proceedings; and*
>
> *3. Such other order/s as this Hon'ble Court may deem fit in the interest of Justice and Equity."*

2. After arguing for sometime, both the learned counsel submits that initially matter may be referred to mediation, thereafter an Arbitrator could be appointed in the event of mediation not being successful.

3. In that view of the matter, I pass the following:

ORDER

(i) Civil Miscellaneous Petition is allowed.

(ii) The matter is referred to Bangalore Mediation Centre. The Director, Mediation Centre is requested to depute a Mediator to resolve the dispute between the parties amicably.

(iii) Since the order is passed in the presence of both the counsel, the parties shall appear at 2.30 p.m. on 12.01.2026 before the Director, Bengaluru Medication Center.

(iv) In the event of mediation not being successful, the matter is referred to Arbitration.

(v) Dr. Justice N. Kumar, Former Judge, High Court of Karnataka is appointed as a sole Arbitrator to arbitrate the dispute between

the parties under the aegis of the Arbitration Centre attached to this Court.

(vi) All contentions are left open.

(vii) Registry is directed to return the original and/or certified copies, if produced, to the respective parties who have produced it/them by following due procedure.

SD/-
(SURAJ GOVINDARAJ)
JUDGE

JY
List No.: 1 Sl No.: 24